

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, January 30, 2008 at 2:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Howard Shook, Chair Janice D. Davis, CFO
Councilmember Felicia A. Moore Departmental Staff
Councilmember Clair Muller
Councilmember Cleta Winslow
Councilmember Jim Maddox

Absent: Councilmember Kwanza Hall

Others

Present: Councilmember C.T. Martin
Councilmember Joyce Sheperd
Councilmember Anne Fauver
Council President Lisa Borders
Councilmember Mary Norwood
Councilmember Ivory Lee Young, Jr.

Chairperson Shook called the meeting to order at 2:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Clair Muller, Cleta Winslow and Jim Maddox. Other Departmental staff was present as well.

The Agenda was adopted as printed with one First Read Ordinance. Minutes of the January 16, 2008 Regular Finance/Executive Committee were adopted.

Chairperson Shook stated that we are running a little behind. We will have a Budget presentation today then we will open with the discussion of the Budget difficulties.

Mayor Shirley Franklin: addressed the Committee by stating that she has provided a printed overview document that explains the situation. It is clear that there is a downturn in the economy. We know that from other Mayors that our Sister Cities also have downturns. We are experiencing revenues that are trending down while costs are trending up. We are able to make the projections because of the financial system upgrades. We would like to announce that we have a projection of \$70 million dollars shortfall. The expenses are already incurred. Other components are from costs from unexpected costs, long standing and inaccurate budgeting practices. We are moving from cash to accruals. Actual costs are exceeding budgeting costs. Fuel, utility, health insurance and maintenance costs are attributed to the shortfall as well. We believe that they are a direct result. We have made policy decisions. There are \$11 million dollars in costs that were not anticipated, but they were approved such as the settlement of the Kraher lawsuit and the pre-2004 IRS payroll penalty payment. There are long standing and incorrect costs as well. For many years the City has incorrectly allocated the hotel/motel costs. We ran a deficit in E-911 and Solid Waste costs. Due to these practices it is around \$21 million. There was workers compensation and salary expense items. They resulted in an \$18 million increase and decrease in the Reserves Account. Underground Atlanta was not included. Based on the data our experience is in 2008 the revenues will be \$598 million dollars along with the \$18 million dollars more which is not enough to cover the projected costs. This represents a decrease of \$7 million from FY 07 revenues. Revenues are up, but trending is down. It is less than we collected. The FY 08 is 1% less than FY 07. 2002 to 2007 the national economies drew dramatically. The decline was 1% and the growth is 5%. A strong economy has served well in Atlanta previously, but we are not in that situation now. When we moved to the new financial system, there were changes in the Budget. Typically any expense would be covered. We have switched from cash to accruals. We are making the changes and adjustments now. \$65 million dollars is required to make long standing payments to the Pension Fund. The impact from Solid Waste is new. The question is how do we reduce the estimated short fall before June 30th. First, it is possible that the actual

revenues will exceed our conservative estimates. This will largely depend on the state of the economy. We have placed a freeze on all non essential personnel. Any additional revenues or increased savings will reduce the estimated shortfall dollar for dollar. The City of Atlanta's long-term financial health remains strong. We have a solid bond rating which will not change based on the projected shortfall in FY08. Historically, Atlanta and the region have fared better than the rest of the country in economic downturns. We now have in place new financial systems which will ensure timely and accurate accounting and budgeting going forward. Many of the cost issues experienced this year are one-time issues that will not have an impact in FY09. The change to accrual accounting is a long-overdue move toward financial best practices. Because of the seriousness of the issues related to the FY08 Budget, as Mayor I am directing the following actions. I will have weekly meetings with the CFO and COO on the savings measures for the FY08 Budget, as well as the development of the FY09 Budget. I am directing the CFO to disclose in a complete and timely manner any additional issues or concerns should they arise. I am directing all Cabinet members to review their departmental budgets for additional cost-saving opportunities in the current year and to identify additional efficiencies as part of the FY09 Budget process. In addition to the actions outlined previously I am proposing the following budgeting and financial reforms. Amend the City Charter to require a new restricted reserve to be held in a separate bank deposit account and to carry over from year to year. This true restricted reserve will be in addition to the current budgeting practices for reserves. Continue the comprehensive review of the Finance Department's accounting methods, systems, reporting practices, budget process and other processes, organizational structure, staffing and job descriptions through an independent, outside assessment. Request the Internal Auditor to formally review and assess ERP as the City's financial system. The economy is diverse. She is open to suggestions and appreciate the opportunity. Chairperson Shook asked when did the mistakes come to light? Mayor Franklin responded that she learned about them just before the holidays last year. Her response was that we needed to come forward and discuss it. Chairperson Shook asked why did we not make the reforms. Mayor Franklin responded that the reforms was from ERP. It is a complicated and costly process moving from cash to accruals. She is not sure why we waited so long. This Council has been brave and supportive in moving forward. Other Finance Departments have a dual reporting. She recommends that we continue to push. The Departments of Procurement, DIT and HR have done major overhauls. Chairperson Shook asked how surprised were you regarding the Budget practices. Mayor Franklin responded that she is not surprised at all. She was here when Mayor Jackson worked a whole year on a Budget and the Finance Commissioner produced a brand new one. This Council has worked with me even when we disagreed. Chairperson Shook asked how satisfied are you with the senior staff. Mayor Franklin responded that they are top quality and they are correcting age old practices. If she had known about them in 2002, she would have taken action then. When she came to Office she was told that there were 500 pot holes and has filled 3000. It is not over and they have a lot more to do. Councilmember Maddox asked about the shortfall. Will there be a tax increase? At that time he did not know the figure. Mayor Franklin responded that this number is what we are working toward. These are projections. She is working with the CFO on the correct amount. We have not assumed what the shortfall is. Councilmember Maddox stated that we are not certain right now. Mayor Franklin responded that she does not have a recommendation for taxes or the Solid Waste funds. The alternative is not to say anything until May. We are giving out this information 4 or 5 months earlier. Councilmember Maddox stated that we need to stay within the limits given to us. We have judiciary responsibility to run the City as efficiently as possible. Were the revenues we received last year short? Mayor Franklin responded that revenues have been up, but this year they were down. CFO Davis added that we had a short fiscal year. This shortfall does not have to be made up from next year's revenues. If you looking at under \$600 million dollars, then you are building from a smaller base? It will not draw from next years revenues. Mayor Franklin stated that the economy is seeing a negative. Our costs are going up. Not everything can be controlled. Councilmember Moore stated that she appreciated the recognition. Things have concerned her over time. She understands that the nation is experiencing this. This is a trend over time. To her she thinks the City since 2002 has

increased employees even after the Rifs. We are now up to 9000 employees. Mayor Franklin responded that the increase in the General Fund is down except for Police and Fire. The other two exceptions are Watershed and Aviation. We have checked the numbers, but the growth is not in the General Fund. She remains an advocate to increase the Police and Fire Officers. Councilmember Moore stated that she has issues with Personnel policies. When we had the authority in the past, we could control a lot of it. Mayor Franklin stated that when we did the Process Reviews for HR changing the Personnel Code was one of the recommendations. We used to have 600 employees who were earning less than the minimum wage. One cannot live on \$14-\$17 hour. We need to look at the impact. She will bring what knowledge she has to the Work Session. Councilmember Moore stated that she is talking about the upper level staff. Our borrowing and Bonds figures are high. We pay back around \$30 million dollars from the General Obligation Bond Fund? Mayor Franklin responded that is part of the deficit. We have recently done Bonds for affordable housing, parks, etc. We know that this comes with a cost. Councilmember Moore stated that she needs to understand the hotel/motel tax. Mayor Franklin responded that we budgeted close to 100%, but we don't get that much. Councilmember Moore stated that she understands underbudgeting for fuel and utilities. We know every year that there is going to be increased costs. Mayor Franklin responded that it is a factor of economic costs. Some of the costs are driven by the economy. Councilmember Moore stated that she needs this information. Mayor Franklin responded that historically we underbudget. CFO Davis added that we budget what we thought was excessive amounts. We are seeing in the first five months that the costs are not being covered. Councilmember Moore asked about Underground Atlanta. Mayor Franklin responded that was a mistake. CFO Davis added that we first realized it when there was an operating transfer. When there was a transfer, we realized what happened. Mayor Franklin stated that each page stands on its own. We anticipated the costs being higher. Councilmember Moore stated that page #7 as it relates to Solid Waste, we have known it has been done historically. CFO Davis responded that because of a separate fund the direct impact was not drawing funds. It cannot cover its receivables so you end up depleting your fund. In moving to accruals we have to give more than lip service. Councilmember Moore asked about page #8 under the Reserves being an expense item. Mayor Franklin responded that it is another budget error. It is a combination of all of these things put together. Councilmember Moore asked about page #9. CFO Davis responded that this is anticipating 100% of what we collected. The carry forward cash is before the budget is developed. There was a projection of ending up with \$64 million. We had a shortfall of \$37.7 million and our \$580 million was not there. We are now at \$597 million. We are not out of the ballpark with that projection. Revenues were growing quickly because there has not been a year where the remaining funds were equal the next year carry forward. There was not a carry forward against a positive. Our revenues have trended down so quickly along with the bad budget practices. There were some years when revenues jumped 10%. Councilmember Moore asked how this impacts the 2009 Budget. CFO Davis responded that we will have a \$598 million dollars budgeted amount since we are in accruals. This shortfall will not use all of your fund balance. The impact is the slowing of the revenue side. There is \$44 million dollars worth of Solid Waste included. Councilmember Moore asked if there are certain sub costs in the Budget. How much is it going to cost? What do you have to do because of the shortfall? Mayor Franklin responded that first we have to be honest and candid. We have to look closely at our priorities. She is committed on the track that we are on. She is looking forward to the next days to have that discussion. CFO Davis commented that the sum costs are \$178.6 million dollars for employee costs. You are looking at \$220 million dollars for the sum costs. Councilmember Muller asked when did we move from cash to accrual. CFO Davis responded when we moved to Oracle. We had insufficient cash to support the carry forward. We addressed the most critical areas when she came on board. The Budget appeared not to be a problem. Every job in Budget had been reviewed as Budget and Fiscal Policy. We choose to address the accounting side of it. Cash is dangerous when there are weak controls and bank reconciliations. It is a dangerous way to operate. Those numbers identified that there was a problem and an error in the posting. Councilmember Muller stated that she hopes that we can fix the Solid Waste problem. Councilmember Young stated that one

of the solutions is the freeze on hiring and reduction in discretionary spending by 50%. We depend heavily on the day to day operations. We do not want to diminish the level of services. From time to time he gets a feeling that the Commissioners give one version of their budget, but the needs in the field are not addressed. We all know that they exist. We need to put an emphasis on the waste. He would love for us to develop some standards. We need qualified data. We need some real scientific parameter. Mayor Franklin responded that we are on the same track, but it takes a while to determine the analysis. We can point to some examples. It is still not efficient of what we need today, but we look toward the future. Councilmember Young stated that every time we do the budget we always want to cut parks and recreation. Mayor Franklin responded that the last two years we have had an increase in parks. The seasonal workers used to work 5 months, but are now almost year round and we have added an increase in their salaries. We should not pick something out of the air. The City of Atlanta in the last six years we has put more money into parks than there has been in 50 years. Councilmember Young stated that when he Chaired a NPU, the City always cut parks. The last COO had her foot on the back of people's necks. He is asking that the new COO take ownership and work as a team worker. Mayor Franklin responded that the last COO was a major player of the budget. Councilmember Maddox stated that awarding certificates to employees for coming up with cost saving ideas is something to consider. Mayor Franklin responded that she will look forward to doing that. Chairperson Shook stated that we will continue this conversation on tomorrow. Council President Borders stated that there are things that we cannot control. She then asked about litigations. How do you budget for them? Mayor Franklin responded that there are different points of view regarding litigation. We do not know the final outcomes. We live in a very litigious society.

CONSENT AGENDA

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE 2008 GENERAL OBLIGATION BUDGET

08-O-0181 (1) An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to amend the 2008 General Obligation Budget, in an amount not to exceed sixty thousand dollars no cents (\$60,000.00) by transferring funds from 3124 (2002 Bond Fund Project) 5999901 (Reserve For Appropriations) 200101 (Reserve of Fund Appropriations) to 3124 (2002 Bond Fund Project) 5730013 (Arbitrage Rebate) 200301 (Unallocated Fund Wide Expenses), to pay 2007 Arbitrage Rebate due on 3124 (2002 Bond Fund Project); and for other purposes.

FAVORABLE ON FIRST READ

TO ANTICIPATE AND APPROPRIATE BOND PROCEEDS IN THE AMOUNT OF \$36,820,000.00

08-O-0182 (2) An Ordinance by Finance/Executive Committee Anticipating and Appropriating Bond Proceeds in the amount of \$36,820,000.00 for the Quality of Life Improvement Bonds, Series 2008A; amending the 2004 (Sinking Fund) Budget for the purpose of Anticipating the accrued interest and the Appropriation of these Funds toward payment of interest on the Bonds; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER, ON BEHALF OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT, TO PAY OUTSTANDING INVOICES TO DPC GENERAL CONTRACTORS, INC.

08-O-0072 (1) An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer, on behalf of the Department of Planning and Community Development, to pay outstanding invoices to DPC General Contractors, Inc., for Asbestos Testing and Abatement Services, in an amount not to exceed twenty four thousand two hundred twenty four dollars and no cents (\$24,224.00); all funds shall be Charged To and Paid From Fund, Account, and Center Number 1A01 (General Fund) 524001 (Consultant/Professional Services) Y45001 (Zoning & Code Enforcement); and for other purposes.

FAVORABLE

Mr. Tim Hardy: Director of Code Enforcement addressed the Committee by stating that this authorization is for work done back in 2005. It was an existing contract that had expired. The contract was extended or renewed, but this invoice was not paid. Councilmember Maddox asked why did it take so long? Mr. Hardy responded that he saw the invoice around six months ago. It was authorized by his predecessor. He has verified that the work was done. The Deputy Director verified it as well. It was also indicated that they were trying to get it paid for some time now. He is not sure who dropped the ball. Councilmember Maddox asked what checks and balances are in place now. Mr. Hardy responded that his procedure is that it has to be approved by him first. Councilmember Maddox stated that he wants to see some tighter procedures in place so it won't reoccur. He then offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE 2008 (CAPITAL FINANCE FUND) BUDGET

08-O-0073 (2) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to amend the 2008 (Capital Finance Fund) Budget, on behalf of the Office of the Mayor, in the amount of four million two hundred fifty thousand dollars and no cents (\$4,250,000.00) by Transferring Funds From 1C51 (Capital Finance Fund) 773002 (Construction In Progress) D45C05029999 (Public Safety & Judicial Facilities Project-Annex) to 1C51 (Capital Finance Fund) 773002 (Construction In Progress) D45C05049999 (Public Safety & Judicial Facilities Project-911), for the Public Safety and Judicial Facilities Project; and for other purposes. **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that corrects the Fund, Account and Center Numbers. CFO Davis responded that these funds were moved from 911 Capital Fund to the Annex and now they are being moved back. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0074 (3) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive

Procurement Provisions contained in Article X, of the Procurement Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with Otis Elevator for up to eighteen (18) months for Elevator Maintenance at City Hall East, on behalf of the Executive Offices-Office of Enterprise Assets Management, in an amount not to exceed one hundred sixteen thousand nine hundred eighty-six dollars and ninety-two cents (\$116,986.92). All contracted work shall be Charged To and Paid From Fund, Account and Center Number: 1A01 (General Fund), 523001 (Service, Repair and Maintenance), D81005 (Facility Maintenance-City Hall East); and for other purposes. **(Finance/ Executive Committee Substitute is for 12 months with six months month to month extension, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Ms. Lisa Gordon: of the Office of Enterprise Assets Management addressed the Committee by stating that this allows us to go month to month at City Hall East. This is a Sole Source contract. The Substitute is for 12 months with six months month to month. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO CORRECT ORDINANCE NUMBER 07-O-0985 AND ORDINANCE 07-O-2132

08-O-0193 (4) An Ordinance by Councilmember Howard Shook correcting Ordinance Number 07-O-0985 and Ordinance 07-O-2132 which abandoned a portion of Bolling Way located immediately north of the intersection of Bolling Way with Buckhead Avenue; and for other purposes.

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that this corrects the Survey. Councilmember Muller offered a motion to **Approve on Substitute, 5 Yeas.**

TO CORRECT ORDINANCE NUMBER 06-O-1957

08-O-0194 (5) An Ordinance by Councilmember Howard Shook to correct Ordinance Number 06-O-1957 adopted by the Atlanta City Council on September 18, 2006, and approved by the Mayor on September 21, 2006; and for other purposes.

FAVORABLE

These Ordinances put in the correct name of the entity. The name of the company was incorrect. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO CORRECT ORDINANCE NUMBER 07-O-1928

08-O-0195 (6) An Ordinance by Councilmember Howard Shook to correct Ordinance Number 07-O-1928 adopted by the Atlanta City Council on October 1, 2007, and approved by the Mayor on October 8, 2007; and for other purposes.

FAVORABLE

Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0197 (7)

An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive (1), 1/30/08** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with B & L Wrecker Services, Inc., for up to six (6) months, to obtain wrecker services for vehicles under two (2) tons, for Zone Four (4) of the Atlanta Police Department, all revenues generated under this contract shall be deposited to Fund Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center); and for other purposes. **(Finance/Executive Committee Conditional Passage of hearing from APD of if the services are current, 1/30/08)**

FAVORABLE ON CONDITION

Mr. Jack Tilson: Senior Assistant City Attorney addressed the Committee by stating that the contract had expired. Councilmember Moore asked why. Senior Assistant City Attorney Tilson responded that we are repeating the terms of the original contract and did not want to create a new contract, but renew the existing one. Councilmember Moore asked why not bid it out. Councilmember Winslow added that they will bid it out, but Procurement wants more time than that. We did the 90-day extension. There were originally seven and all had the 90-day extension, but we found out that only 3 had it. Councilmember Moore asked for someone from the Department of Procurement to come forward. It happens when we had a change in staff.

Mr. Dave Chapman: Deputy Chief Procurement Officer addressed the Committee by stating that we are in the process of working with the Department. We have to get final specifications then advertise it within the next 30 days. Normally a solicitation is 120 days. We received a late request to begin a new solicitation. Councilmember Moore asked what will happen if we don't have these services. Mr. Chapman responded that if they are not renewed they will not be able to perform the services. Chairperson Shook asked Mr. Stokes if someone from the Police Department was at the Briefing. Councilmember Winslow stated in the past we used to do a 30-day extension. Councilmember Maddox stated that the issue is where does Procurement stand on it. Mr. Chapman responded that moving forward will allow them to move forward without interruption. The bids are due on February 20th and will be available in the plan room. Councilmember Winslow offered a motion to **Approve on Condition of hearing from APD if the services are current by Monday, 3 Yeas, 2 Abstentions.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0198 (8)

An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive (1), 1/30/08** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with A-Tow Atlanta, Inc., for up to six (6) months, to obtain wrecker services for vehicles under two (2) tons, for Zone Five (5) and Zone Seven (7) of the Atlanta Police Department, all revenues generated under this contract shall be deposited to Fund Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center); and for other purposes. **(Finance/Executive Committee**

Conditional Passage of hearing from APD of if the services are current, 1/30/08)

FAVORABLE ON CONDITION

Councilmember Winslow offered a motion to **Approve on Condition of hearing from APD of if the services are current by Monday, 3 Yeas, 2 Abstentions.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0199 (9) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive (1), 1/30/08** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with Futo's, Inc., for up to six (6) months, to obtain wrecker services for vehicles under two (2) tons, for Zone Two (2) of the Atlanta Police Department, all revenues generated under this contract shall be deposited to Fund Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B0000 (Revenue Center); and for other purposes. **(Finance/Executive Committee Conditional Passage of hearing from APD of if the services are current, 1/30/08)**

FAVORABLE ON CONDITION

Councilmember Winslow offered a motion to **Approve on Condition of hearing from APD of if the services are current by Monday, 3 Yeas, 2 Abstentions.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT AND REAL ESTATE CODE

08-O-0200 (10) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive (1), 1/30/08** authorizing the City of Atlanta to waive the Competitive Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with South Metro Towing for up to six (6) months, to obtain wrecker services for vehicles under two (2) tons, for Zone Three (3) of the Atlanta Police Department, all revenues generated under this contract shall be deposited to Fund Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center); and for other purposes. **(Finance/Executive Committee Conditional Passage of hearing from APD of if the services are current, 1/30/08)**

FAVORABLE ON CONDITION

Councilmember Winslow offered a motion to **Approve on Condition of hearing from APD of if the services are current by Monday, 3 Yeas, 2 Abstentions.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA CONTRACT NUMBER GS-35F-0143R

08-R-0176 (1) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Procurement Officer to utilize the State of Georgia Contract Number GS-35F-0143R with CDW-G, for the purchase of a Server Virtualization Turnkey Solution on behalf of the Department of Aviation in an amount not to exceed

\$743,421.63. All contracted shall be Charged To and Paid From Fund Account and Department 5502 (Airport Renewal and Extension Fund) 5420999 (Equipment) 180107 (DOA Aviation Information Systems); and for other purposes. **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Mr. Mario Diaz: of the Department of Aviation stated that this contract is for the purchase of a Server. The Substitute corrects the Fund, Account and Center Number. Councilmember Moore asked if DIT has looked at it. Mr. Diaz responded yes. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA CONTRACT NUMBER GS-28F-0013FK3

08-R-0177 (2) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Procurement Officer to utilize the State of Georgia Contract Number GS-28F-0013FK3 with Maxon Furniture, Inc. for the purchase of Office Furniture on behalf of the Department of Aviation in an amount not to exceed \$500,000.00. All contracted work will be Charged To and Paid From Fund, Account and Department 5502 (Airport Renewal and Extension Fund) 5414002 (Facilities Other Than Buildings/Infrastructure) 180201 (M.I.S.); and for other purposes. **(Finance/ Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

HELD AND SUBSTITUTED

Councilmember Maddox offered a motion to **Hold and Substitute, 5 Yeas.** The Substitute corrects the Fund, Account and Center Numbers.

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA CONTRACT NUMBER GTA 141

08-R-0178 (3) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Procurement Officer to utilize the State of Georgia Contract Number GTA 141 with Anixter, Inc. for the purchase of a Liebert Upstation GXT 2 U GXT2-2700R5208 Uninterrupted Power Supply (UPS) on behalf of the Department of Aviation in an amount not to exceed \$26,034.60. All contracted work will be Charged To and Paid From Fund, Account and Department 5502 (Airport Renewal and Extension Fund) 5420999 (Equipment) 180107 (DOA Aviation Information Systems); and for other purposes. **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to correct the Fund, Account and Center Number. Mr. Diaz responded that this authorizes the purchase of twelve devices to provide back up power. Councilmember Winslow offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA CONTRACT 980-010-510015

08-R-0179 (4) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Procurement Officer to utilize the State of Georgia Contract 980-010-510015 with Motorola, Inc. for the purchase of Radio Communication Equipment on behalf of the Department of Aviation, in an amount not to exceed \$95,510.02; all contracted work will be Charged To and Paid From Fund, Account and Department 5502 (Airport Renewal and Extension Fund) 5311002 (Supplies, Non-Consumable) 180313 (Aviation Security). **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Mr. Diaz stated that this is for the new communication system. These are fully compatible. They are 23 digital radios. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT

08-R-0180 (5) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor, on behalf of the Office of Enterprise Assets Management, to enter into Amendment Agreement No. 3 with Dothan Security Incorporated, for FC-6005007888B, Citywide Security Guard Services, to provide additional funding on behalf of the Department of Watershed Management, in an amount not to exceed one million five hundred dollars (\$1,500,000.00) to be Charged To and Paid From Fund, Account, and Center Number: 2J01 (Water & Wastewater Revenue Fund) 523001 (Service, Repair & Maintenance) Q56001 (Watershed Security); and for other purposes. **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, 1/30/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute that corrects the Fund, Account and Center Number. Ms. Gordon responded that this is for security at the facility. Councilmember Moore asked what did the previous one do.

Ms. Sheila Pierce: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that the amount is \$1.5 million dollars. This is a Citywide annual contract. Councilmember Moore asked if this is comparable to previous years. Ms. Pierce responded yes. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE A PERFORMANCE AUDIT OF THE BRAND ATLANTA CAMPAIGN

08-R-0188 (6) A Resolution by Councilmember Ivory Lee Young, Jr., authorizing a Performance Audit of the Brand Atlanta Campaign that is currently funded by the City of Atlanta; and for other purposes.

HELD

Chairperson Shook stated that he advised Councilmember Young that the paper needed to be reformatted because Ms. Ward had questions regarding the intended scope. Councilmember Moore asked if we have the authority to audit Brand Atlanta. Chairperson Shook stated that the money is already spent. Council President Borders

stated that we do not have the authority over Brand Atlanta because they are a separate entity. Councilmember Moore stated that they should be nice enough to let us audit them. Chairperson Shook stated that Ms. Ward and Councilmember Young need to have that conversation. Councilmember Maddox asked that other Councilmembers be here for that discussion as well.

TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.

- 06-R-1667 (1) An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

HELD

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA

- 07-O-0138 (2) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

- 07-O-0622 (3) An Ordinance by Councilmembers Anne Fauver and Carla Smith Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances to maximize efficiency in purchasing systems furniture for several City of Atlanta Capital Projects; and for other purposes. **(Held, 3/28/07 pending a Substitute to include other Projects)**

HELD

TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW, ATLANTA, GEORGIA, 30331

- 07-O-0623 (4) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of 4605 Birdie Lane, SW, Atlanta, Georgia, 30331, 0.404 acres of land located in Land Lot 61 of the 14th District of Fulton County to the corporate limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 3/28/07 to ensure annexation procedures are executed appropriately)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS CASCADE FALLS SUBDIVISION**

- 07-O-0624 (5) An Ordinance by Councilmember James Maddox to provide for the Annexation of land known as Cascade Falls Subdivision to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/28/07 pending review to determine additional properties contiguous to the City are identified and included in the annexation)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY**

- 07-O-0968 (6) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Orkney/Lanark Drive Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE HUNTINGTON COMMUNITY (POMPEY DRIVE/OLD FAIRBURN ROAD)**

- 07-O-0969 (7) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Huntington Community (Pompey Drive/Old Fairburn Road) to the corporate limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD**TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA**

- 07-O-0974 (8) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

- 07-R-1086 (9) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Chapter 2, Article X, Division 15, Section 2-1601 et. Seq. of the City of Atlanta Code of Ordinances, utilizing State of Georgia Contract #SWC50755 with Bank of America, N.A., on behalf of the Department of Finance, for the use of Bank

of America Visa purchasing cards and associated services; and for other purposes. **(Held, 5/30/07 pending receipt of documentation that the recommendations from the Credit Card Audit are met)**

HELD

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE IN THE AMOUNT OF \$4.50 ON CREDIT CARDS USERS

07-O-1087 (10) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes. **(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

HELD

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

07-R-1904 (11) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

HELD

TO SUPPORT H.R. 2447 TO ESTABLISH AN ENERGY AND ENVIRONMENT BLOCK GRANT PROGRAM

07-R-2138 (12) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD

TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007

07-R-2139 (13) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD

TO CREATE A NEW SECTION 2-46.1 ENTITLED "AUTHORIZATION REQUIRED BY CITY COUNCIL FOR REQUESTED LOCAL GOVERNMENT APPROVAL AND/OR LETTERS OF SUPPORT"

08-O-0085 (14) An Ordinance by Councilmembers Felicia A. Moore, C.T. Martin, Mary Norwood, Jim Maddox, Ivory Lee Young, Jr., Ceasar C. Mitchell, Joyce M. Sheperd and Natalyn Archibong to create a new Section 2-46.1 entitled "Authorization Required by City Council for Requested Local Government Approval and/or Letters of Support"; and for other purposes. **(Held, 1/16/08)**

HELD

ITEMS NOT ON AGENDA

TO USE AVAILABLE _____, PASSENGER FACILITY CHARGE REVENUES

08-O-0216 (3) An Ordinance by Finance/Executive Committee to use available _____, Passenger Facility Charge Revenues, and Unexpended Construction Proceeds to exercise optional redemptions for the Series 2001I, Series 2004K-3, and Series 2004K-4 Bonds; and for other purposes.

FAVORABLE ON FIRST READ

CFO Davis stated that because of the impact of the subprime market insurance bonds are losing their ratings. This is to use a different source of funds. This is to get them out of the nose bleed environment. The bonds are not trading well so we do not want to incur more interest. The last set of bonds was auctioned off today.

Continuing, Councilmember Maddox asked about the presentation from the Finance Department. CFO Davis responded that she offered invitation to all members of Councilmembers to hear the presentation.

Concluding, Chairperson Shook stated that we have a Work Session on Thursday, January 31st from 9:00 a.m. to 12:00 p.m. to continue discussing the 2008 Budget shortfall.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 5:15 p.m.

Respectfully submitted,

Janice D. Davis, CFO

Charlene Parker
Recording Secretary

"The Department of Finance... because customer service is important to us."